

Filed for intro on 03/20/97  
SENATE BILL 1962 By  
McNally

HOUSE BILL 1955  
By Caldwell

AN ACT to amend Chapter 459 of the Private Acts of 1947, as amended by Chapter 592 of the Private Acts of 1949, Chapter 226 of the Private Acts of 1992, Chapter 77 of the Private Acts of 1993, and any other acts amendatory thereto, relative to the General Sessions Court of Anderson County.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Chapter 459 of the Private Acts of 1947, as amended by Chapter 592 of the Private Acts of 1949, Chapter 226 of the Private Acts of 1992, Chapter 77 of the Private Acts of 1993, and any other acts amendatory thereto, is amended in Section 14 by adding the following language as a new appropriately designated subsection:

( ) Beginning with the term of office commencing September 1, 1998, the Judge of Division II of the General Sessions Court of Anderson County, Tennessee, duly elected in the August, 1998 General Election shall be a full-time Judge, and shall be paid the same salary as the Judge of Division I as provided in Section 15 of Chapter 459 of the Private Acts of 1947, and any other acts amendatory thereto, relative to the General Sessions Court of Anderson County, Tennessee.

SECTION 2. Chapter 459 of the Private Acts of 1947, as amended, is further amended so that effective Sept. 1, 1998, present Section 14 shall be deleted in its entirety, and a new Section 14 substituted therefor to read as follows:

Section 14. There shall be two full-time Judges for the General Sessions Court of Anderson County, Tennessee, one being the Judge of Division I and the other being

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the Judge of Division II, with the same qualifications and term of office as provided by the Constitution of the State of Tennessee for Judges of inferior courts; and such Judges shall take the same oath as prescribed for Circuit Judges and Chancellors. The Judges of the General Sessions Court for Anderson County, Tennessee shall be licensed attorneys of this State and residents of Anderson County, Tennessee. The Judges shall devote full time to the office and shall not otherwise practice law, and shall be paid a salary as provided in Section 15. The Judges of Division I and Division II shall have and exercise all the same jurisdiction and may hold court and hear cases in either Division. Both Judges shall devote such time as necessary between either Division to equalize the case load and to provide for the expeditious hearing of all cases in both Divisions. Cases arising in Division II of the General Sessions Court of Anderson County, Tennessee shall be heard in Oak Ridge, Tennessee subject to the City of Oak Ridge, Tennessee providing adequate courtroom and office facilities for the Judge and support staff.

The Judges of the General Sessions Court of Anderson County, Tennessee are hereby vested with all of the powers possessed by Circuit Judges and Chancellors to issue all writs of injunction, attachment, habeas corpus, ne exeat, and all other kinds of extraordinary process, returnable to the General Sessions Court of Anderson County, Tennessee, or to any other County Courts, Circuit Courts, Chancery Courts, or any other comparable courts of the State.

SECTION 3. Any provisions of Chapter 459 of the Private Acts of 1947, or any other acts amendatory thereto relative to the General Sessions Court of Anderson County, Tennessee that are in conflict or inconsistent with the provisions of the Act are superseded by the provisions of this act.

SECTION 4. This act shall have no effect unless it is approved by a two-thirds (2/3) vote of the county legislative body of Anderson County. Its approval or nonapproval shall be

proclaimed by the presiding officer of the county legislative body of Anderson County and certified to the Secretary of State.

SECTION 5. For the purpose of approving or rejecting the provisions of this act, it shall be effective upon becoming a law, the public welfare requiring it. For all other purposes, it shall become effective upon being approved as provided in Section 4.